

Message Text

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TAGS: PORG, EAIR, ICAO

SUBJ: ICAO: COMMITTEE ON UNLAWFUL INTERFERENCE (UI OB 59)

REF: MONTREAL 120

1. COMMITTEE TOOK UP WP 82 (WHICH REPRESENTS FINAL OUTCOME OF ISRAEL PROPOSALS IN UI WP 79 AND 80).
2. REGARDING PARA TWO .A) ON UPGRADING OF RP IN PARA 9.4, ANNEX 9, COMMITTEE FELT IT WAS PREMATURE TO GO AHEAD WITH UPGRADING TO A STANDARD SINCE RECOMMENDED PRACTICE HAD ONLY BEEN IN EFFECT FOR TWO MONTHS. FRANCE WHO HAD PROPOSED IT ORIGINALLY (SEE MONTREAL 120) DID NOT INTERVENE. US REP SPOKE STRONGLY RE NEED FOR SCREENING MEASURES PARTICULARLY WITH RESPECT TO BAGGAGE. (SCREENING OF CARGO IS PROBLEM AND IATA HAS TAKEN STRONG POSITION AGAINST). US REP SUGGESTED THAT WHEN THIS MATERIAL WAS RECONSIDERED IN FUTURE, THOUGHT SHOULD BE GIVEN TO SEPARATING BAGGAGE AND CARGO IN SEPARATE PARAGRAPHS. WENT ON RECORD AS SAYING THAT THIS MATERIAL WAS UNFORTUNATELY PLACED IN ANNEX 9 AND WE SHOULD CONSIDER TRANSFERRING IT TO ANNEX 17. THERE WAS MUCH DISCUSSION AT THIS POINT AND LATER WHEN DRAFT REPORT WAS DISCUSSED, REGARDING NATURE OF CUI'S DECISION. BECAUSE MEXICO

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INTERVENED TO SAY THAT "WE SHOULD DO NOTHING" AND THERE WAS NO FURTHER DISCUSSION. THIS LEFT A POSITIVE DECISIVE VOTE ON THE COMMITTEE'S RECOMMENDATION FROM THE FIRST CONSIDERATION, A NEGATIVE RECOMMENDATION FROM THE ATC AND CONFUSION REGARDING WHICH COMMITTEE SHOULD PREVAIL. ULTIMATELY, IT WAS DECIDED THAT THE ACTION PARAGRAPH IN THE REPORT WILL MAKE NO REFERENCE TO PARA 9.4, BUT THE NARATIVE PARAGRAPHS (PAGE 2)

WILL DESCRIBE BRIEFLY AND FACTUALLY WHAT TOOK PLACE. BUT US AND UK REPS IT APPEARED THAT LANGUAGE WOULD INCLUDE FRANCE "COMMITTEE TOOK NO FURTHER ACTION AT THIS TIME".

3. REGARDING PARAGRAPH 2 B) AND UPGRADING OF PARA 9.1.2, ANNEX 14 THE COMMITTEE AGREED AND REAFFIRMED ITS APPROVAL. USSR MEMBER ENDEAVOURED TO CREATE CONTROVERSY BY INSISTING THAT THE TEST OF THE "NEW STANDARD" SHOULD BE DRAFTED AND RETURNED TO COMMITTEE, ETC. FINALLY HE WAS SO DIFFICULT THAT CHAIRMAN (USSR) ADDRESSED HIM IN FIRM TONES AND GUIDED THE COMMITTEE ONTO OTHER WORK.

4. THE MAJOR STEP RESULTED FROM INFORMAL COORDINATION BY US REP AND OTHERS LEADING UP TO MEETING. DRAFT REPORT TO COUNCIL PARA 2.1 B) REFERRED ERRONEOUSLY TO THE QUESTION OF TRANSFERRING CHAPTER 9, ANNEX 9 TO ANNEX 17. ULTIMATELY IT WAS DELETED AND A SUBSTITUTE PARAGRAPH WILL REFER TO A UK PROPOSAL TO SEEK STATES COMMENTS ON SUCH A TRANSFER. AGAIN THERE WAS MUCH PROCEDURAL CONFUSION BECAUSE MEMBERS FELT ATC ANNEX 9 RESPONSIBILITY SUPERSEDED THE CUI ANNEX 17 RESPONSIBILITY. US REP STRAIGHTENED OUT QUESTION PROCEDURALLY AND WITH ASSISTANCE USSR REP PUT MATTER IN PERSPECTIVE. CHAIR HOWEVER FELT QUESTION WAS NOT ON OB ALTHOUGH SOME FELT IT EXPANDED OB DISCUSSED IN REFTEL INCLUDE SUCH A QUESTION. ACTION PARA FOR COUNCIL WILL INCLUDE COMMITTEE RECOMMENDATION THAT "STATES SHOULD BE CONSULTED ON QUESTION OF WHETHER PAGE 9, ANNEX 9 SHOULD BE TRANSFERRED TO ANNEX 17 OR ANOTHER APPROPRIATE DOCUMENT".

5. THERE WAS CONSIDERABLE DISCUSSION ABOUT THE ARRANGEMENT OF UNCLASSIFIED

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THE REPORT TO COUNCIL AND IT WILL BE RECOGNIZED AND IMPROVED.

6. IN SUMMARY, COMMITTEE ACTION ON ISRAEL PROPOSALS RECOMMENDED:
A) A NEW STANDARD IN ANNEX 14, B) A GREATLY EXPANDED STANDARD IN ANNEX 17, C) A NEW RECOMMENDED PRACTICE IN ANNEX 17, D) AND EXPANDED RECOMMENDED PRACTICE IN ANNEX 17, AND E) ABOVE ALL A MAJOR MOVE TO TRANSFER THE SECURITY CHAPTERS IN ANNEX 9 TO ANNEX 17 (WHICH PUTS IT IN THE BAILIWICK OF CUI AND REMOVES IT FROM ATC'S FACILITATION INTERESTS). IF THESE ACTIONS CARRY THROUGH COUNCIL US REP FEELS OVERALL OUTCOME OF THIS WORK IS VERY GOOD.
HARPER

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